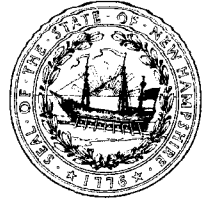




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

LETTER OF DEFICIENCY

No. WD SS 05-09

June 29, 2005

Mr. Walter E. Owen
7 Pine Ridge Road
Loudon, NH 03307

RE: 371 U.S. Route 4, Danbury, NH

Dear Mr. Owen:

On June 23, 2005, personnel from the Department of Environmental Services, Water Division ("DES") conducted an inspection of the residential property, described as Lot # 071, on Tax Map # 409, and located on Route 4, Danbury, NH, 03230 ("the Property"). The purpose of this inspection was to determine whether you were in compliance with RSA 485-A and it's implementing regulations, the Subdivision and Individual Sewage Disposal System Design Rules, Env-Ws 1000 ("the Rules").

As a result of the inspection, the following deficiency was noted:

1. Raw sewage was breaking the ground surface over the septic leachfield, indicating that the septic system is failed.

DES expects the above deficiency to be permanently corrected within 45 days by initiating and completing the following measures:

1. Engage a permitted septic system designer to prepare and submit septic system plans and specifications to DES for the total waste load generated on the Property.
2. Obtain approval to construct the system.
3. Construct and obtain approval to cover and use the system.
4. Operate and maintain the system in accordance with NH Administrative Rule Env-Ws 1023.

During the interim between receipt of this letter and the date

by which permanent corrections have been completed, as an alternate to vacating the premises, DES expects that collected sewage will be pumped and disposed in accordance with NH Administrative Rule Env-Ws 1600 at sufficient frequent intervals to prevent further overflow. If this alternative is utilized, it is advised that pumping receipts be retained.

DES believes the cited deficiencies will be corrected within 45 days and a report describing the corrective measures can be submitted to this office within 45 days of receipt of this letter.

In the event compliance is not achieved within this period, DES may take further action against you, including issuing an order requiring the above items to be corrected, initiating an administrative fine proceeding, and/or referring the matter to the New Hampshire Department of Justice for imposition of civil and/or criminal penalties. In addition, DES personnel will reinspect the Property at a later date to determine whether you have come into, and are maintaining, full compliance with all applicable statutes and directives.

The written report as requested above should be addressed as follows:

Richard J. de Seve, SSB, DES
Department of Environmental Services
29 Hazen Drive, PO Box 95
Concord, NH 03302-0095

Your prompt cooperation is appreciated. Should you have any questions regarding this letter, please contact Richard J. de Seve at 271-3442.

Sincerely,


William E. Evans, P.E.

Administrator

Subsurface Systems Bureau

WEE/RJD

CERTIFIED MAIL 7099 3400 0002 9773 0642

Cc: James G. Falicon, SSB, DES

Gretchen C. Hamel, Enforcement Coordinator, DES ✓

Board of Selectmen, Town of Danbury

Richard J. de Seve, SSB, DES